

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

71-CR-52

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
THE UNITED STATES <i>vs.</i> Robert Eugene English	<i>For U. S.:</i> Ben Baker <i>For Defendant:</i> Robert M. Butler (Ct. Appt.) 5046 N. Peoria Tulsa, Okla.

STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 5-3-71	Clerk					
J.S. 3 mailed 5-31-71	Marshal					
Violation T.50, APP 462	Docket fee					
Title						
Sec.						

DATE	PROCEEDINGS
4-13-71	Defendant present in person and represented by Robert M. Butler, Ct. Appt. Deft. waives indictment, waiver is signed and filed in open court. Information filed, reading waived. Deft. arraigned and enters a plea of NOT GUILTY, and request jury, which will be set on the next jury docket. (AEB-J)r (Age 21)
4-23-71	Case set for Jury Trial on Monday, May 3, 1971 at 9:30 A.M. (AEB-J)h
4-23-71	Personal appearance bond in the sum of \$1,000.00, filed. b
4-23-71	Order specifying methods and conditions of release, filed. b
5-3-71	Case tried to jury. Jury returns with verdict of GUILTY, Verdict, received, read and filed in open court, defendant adjudged GUILTY as charged.
	Judgment and Sentence- Robert Eugen English
	Committed Attorney Gen- Five (5) years. (AEB-J)h
5-3-71	Order of J&C filed and entered. (AEB-J)h
5-3-71	Two c.c. of above delivered to USM.h
10-2-72	Order permitting pltf. to withdraw pltf.'s Ex. No. 1, being selective service file of def. (AEB-J)rm - exhibit retd. to Ben Baker w/copy of order. Copy to Robert Butler.

DATE	PROCEEDINGS
4-23-71	Case set for Jury Trial on the May 9, 1971 at 10:00 A. M. (AEB-J). js

UNITED STATES COMMISSIONER
NORTHERN DISTRICT OF OKLAHOMA

71-CR-52

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Charles F. Burns Miami, Oklahoma,
(Name of commissioner) (Address)

COMMISSIONER'S
DOCKET No. 1 CASE No. 370
THE UNITED STATES
vs.
Robert Eugene English

Complaint filed on 1-26-71, 1971, by Leslie E. Farris
Official title Special Agent, FBI, charging violation of
United States Code, Title 50 Appen Section 462, on 1-2-70
1970, at Pryor, Oklahoma in the Miami, Oklahoma
division of the Northern district of Oklahoma

as follows: unlawfully, wilfully, and knowingly fail
and neglect to perform a duty required of him under
act of 1967 and the rules, regulations, and direction,
did fail and neglect to comply with an order of
his draft board #49, Pryor, Oklahoma, to report for
induction into the Armed Forces of the United States"
(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date 1-26-71 Warrant/Summons for Robert Eugene English
to (name and title of officer) U S Marshal etc (Name of defendant)
Substance of return Received January 28, 1971, at Tulsa, Oklahoma, and executed by
arrest of Robert Eugene English at Pryor, Oklahoma, on January 29, 1971.
Date 1-26-71 Warrant/Summons for Robert Eugene English
to (name and title of officer) U S Marshal etc (Name of defendant)
Substance of return Received January 28, 1971, at Tulsa, Oklahoma, and executed by
arrest of Robert Eugene English at Pryor, Oklahoma, on January 29, 1971.

FILED
1-27-71
FEB - 2 1971

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Date 1-26-71 Arrested by Carl W. Gardner, U. S. District Court Charles F. Burns
Deputy U S Marshal U S Commr (Name of issuing officer)
None without warrant.
Appearances { for United States None (Name) (Address)
for accused None (Name) (Address)

Proceedings taken Complaint filed and warrant issued and forwarded to U S Marshal
at Tulsa, Oklahoma, with instruction that the defendant allegedly can be found
(Here insert with dates, when appropriate, a serial account of essential steps taken at hearing such as "complaint prepared,"

at 303 South Whitaker, Pryor, Oklahoma.
If arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"

If that is the fact; any adjournments taken, etc.

Outcome

Bail fixed , 1971 Amount, \$ Bonded , 1971, by cash
deposited by (name) Address
transmitted to clerk of district court , 1971 [or] by surety
(name) Address
(name) Address , who
justified by affidavit dated , 1971, [or] committed to
on , 1971

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____

_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____

_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date_____Appearances for

{ United States (Name) _____
(Address) _____
Accused (Name) _____
(Address) _____

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____
Proceedings taken_____

Outcome_____

Bail fixed _____, 19____ Amount, \$ _____ Bonded _____, 19____, by cash
deposited by (name) _____ Address _____
transmitted to clerk of district court _____, 19____
[or] by surety (names) _____ Address _____
and _____ Address _____
who justified by affidavit _____, 19____ Committed to _____
on _____, 19____

Certified to be a correct transcript.

Made this 1st day of February, 19 71

Transmitted to Clerk of United States District Court for the Northern
district of Oklahoma, February 1, 19 71

Charles F. Buss

United States Commissioner.

UNITED STATES MAGISTRATE
NORTHERN DISTRICT OF OKLAHOMA

71-CR-52

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Morris L. Bradford U. S. Court House, Tulsa, Oklahoma
(Name of magistrate) (Address)

MAGISTRATE'S
DOCKET No. 1 CASE No. 370
THE UNITED STATES
vs.

ROBERT EUGENE ENGLISH

Complaint filed on Jan. 26, 19 71, by Leslie E. Farris
Official title Special Agent, FBI, charging violation of
United States Code, Title 50 App. Section 462, on Dec. 2
1970, at Pryor, Okla. in the
division of the Northern district of Oklahoma
as follows: Did fail to comply with an order of his
Draft Board #49, Pryor, Oklahoma, to report for
induction into the Armed Forces of the United
States.

(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date Jan. 26, 1971 Warrant ~~XXXXXX~~ for Robert Eugene English
(Name of defendant)
to (name and title of officer) U. S. Marshal or any other authorized person
Substance of return Defendant arrested by Leslie E. Farris on Jan. 28, 1971

Date _____ Warrant/Summons for _____
to (name and title of officer) _____
Substance of return _____

FILED M-18
MAR 17 1971

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO MAGISTRATE:

Date Jan. 29, 1971 Arrested by Leslie E. Farris,
Special Agent, FBI on warrant of John H. Poe, Clerk
(Name of issuing officer)
without warrant.
Appearances { for United States Ben Baker, Ass't. U. S. Attorney, Tulsa, Oklahoma
(Name) (Address)
for accused No attorney - defendant executed Waiver of Counsel
(Name) (Address)
Proceedings taken Defendant appeared before U. S. Commissioner, Benjamin B.

(Here insert with dates, when appropriate, a seriatim account of essential steps taken at hearing such as "complaint prepared,"

Ballenger and was advised of the offense stated in Complaint; defendant was ad-
if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"
vised of his right to have counsel represent him at all proceedings in this matter
if that is the fact; any adjournments taken, etc.
and defendant executed Waiver of Counsel at time of first appearance; defendant
was advised of his rights to have the charges stated in complaint presented to the
Grand Jury or to have a preliminary examination and defendant stated in open court
that he would waive the right to have the matter submitted to the Grand Jury but
requested a preliminary hearing. Defendant was advised of his right to make
bond. Preliminary hearing was set for Feb. 16, 1971 at 10 a.m.

Outcome Defendant released on personal bond of \$1,000

Bail fixed 1-29-71, 19 _____ Amount, \$ 1,000.00 Bonded _____, 19 _____, by cash
deposited by (name) _____ Address _____
transmitted to clerk of district court _____, 19 _____ [or] by surety
(name) _____ Address _____
(name) _____ Address _____, who
justified by affidavit dated _____, 19 _____, [or] committed to _____
on _____, 19 _____

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date **March 16, 1971** Appearances for

United States

(Name) **Ben Baker**

(Address) **Tulsa, Oklahoma**

Accused

(Name) **Robert M. Butler**

(Address) **Tulsa, Oklahoma**

WITNESSES FOR UNITED STATES:

(List names and addresses)

None

WITNESSES FOR ACCUSED:

(List names and addresses)

None

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____
 Proceedings taken **The defendant on this date with his attorney voluntarily**
appeared before the undersigned and advised the court that it was his
desire to waive preliminary hearing and requested that the Government
proceed on information in this instance. The request of the defendant
was granted.

Outcome **Defendant released on \$1,000 personal bond**

Bail fixed **March 16**, 19 **71** Amount, \$ **1,000.00** Bonded _____, 19____, by cash

deposited by (name) _____ Address _____

transmitted to clerk of district court _____, 19____

[or] by surety (names) _____ Address _____

and _____ Address _____

who justified by affidavit _____, 19____ Committed to _____

on _____, 19____

Certified to be a correct transcript.

Made this **16th** day of **March**, 19 **71**

Transmitted to Clerk of United States District Court for the **Northern**

district of **Oklahoma**, **March 16**, 19 **71**

M. R. Butler

United States Magistrate.